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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mark J. Hall) Group Art Unit 3634
Appl. No. : 09/847,759)
Filed : May 2, 2001)
For : SHELF STRUCTURE)
Examiner : Robert W. Gibson)

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GROUP 3600

SUPPLEMENTAL REISSUE APPLICATION DECLARATION
UNDER 37 C.F.R. § 1.175

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I, the undersigned inventor hereby declares that:

1. My residence, Post Office address and citizenship are stated below next to my name.

2. I believe that I am the original, first and sole inventor of the subject matter described and claimed in U.S. Patent No. 6,044,983 ("the '983 patent"), issued April 4, 2000, and of the subject matter disclosed and claimed in the present reissue application.

3. I have reviewed and understand the contents of the specification (including the claims) of the present reissue application (Serial No. 09/847759, filed May 2, 2001), the preliminary amendment filed therewith, the amendment filed May 28, 2002, the amendment filed February 21, 2003 in response to the Office Action dated October 22, 2002, the amendment filed September 19, 2003 in response to the Office Action dated May 19, 2003, and the amendment to be filed herewith in response to the Office Action dated April 6, 2004.

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4. I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

5. On information and belief, every error in the patent which was corrected in the present reissue application, and is not covered by a prior oath/declaration submitted in this application, arose without any deceptive intention on the part of the Applicant.

6. One error being corrected in the present re-issue application is the failure to include a claim broader than those issued in the '983 patent and reciting "in one of a cooler, visi-cooler, walk-in cooler and glass-door cooler having fixed or adjustable shelves, the improvement comprising a shelf structure configured to rest on and engage one of the shelves, comprising a front member and at least one other member rearwardly spaced from the front member and, together with the front member, defining a first plane configured to support additional shelving above the first plane, a framework defining a second plane, and at least one support connecting at least the front member and the framework, wherein at least a portion of the framework extends at least forward of a projection of the front member thereon with a stop in a direction from the second plane with at least a component toward the first plane." Claim 53 presented in the present reissue application recites the above-identified subject matter, while the original claims of the '983 patent do not.

7. I have read and understand the foregoing statements of this Declaration. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title

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18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing information.

Full name of sole inventor: Mark J. Hall

Inventor's signature Mark J. Hall

Date May 24, 2004

Residence: 22433 Stanley Lane, Wildomar, CA 92595

Citizenship: U.S.A.

Post Office Address: Same as above

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